UNION CARBIDE CORPORATION
Silicones & Urethane Intermediates
PERSONNEL SAFETY AND HEALTH
SOUTH CHARLESTON, WEST VIRGINIA

MEMORANDUM

Date: April 5, 1984

To: T. G. Swanson

Subject: Court Ruling Disallows OSHA Asbestos ETS

Copy to: W. E. Ballard
C. E. Fry
D. G. Moshier
Maintenance Area Superintendents
Maintenance Department Heads
R. A. Ream
W. E. Williams

From: W. C. Young

The article shown below, appeared in a recent issue of Occupational Safety and Health Reporter. Consequently, exposure limits observed in the plant remain unchanged.

THE EMERGENCY ASBESTOS STANDARD is struck down by the U.S. Court of Appeals for the Fifth Circuit, which finds that the Occupational Safety and Health Administration failed to show a "grave" risk to workers, or that emergency action was "necessary" as that term is defined in the Occupational Safety and Health Act (p. 1123) ... *The Asbestos Information Association* says it is "pleased" that the standard was declared invalid, but adds that it supports notice-and-comment rulemaking to develop a new asbestos standard (p. 1124) ... Text of Fifth Circuit ruling (p. 1138).

UCC 011594

PLAINTIFF'S EXHIBIT
UC-4256